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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/531,346	04/15/2005	Stefan Frahling	GIL-16027	8225
7609 7590 01/19/2011 RANKIN, HILL, & CLARK LLP 23755 Lorain Road - Suite 200 North Olmsted, OH 44070-2224				
EXAMINER				
PALENIK, JEFFREY T				
ART UNIT		PAPER NUMBER		
1615				
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01/19/2011		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10531346	4/15/2005	FRAHLING ET AL.	GIL-16027

EXAMINER

Jeffrey T. Palenik

ART UNIT	PAPER
1615	20110114

DATE MAILED:

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on 29 December 2010 is not fully responsive to the prior Office action because the amendment filed is non-compliant. Claim 28, which was newly presented in the filings of 25 Aug. 2010, which were entered on the record, depended from claim 5. The claims newly filed on 29 Dec. 2010 have eliminated this dependency and have provided no indication that the claim has been amended per MPEP §714, least of all from a dependent to an independent claim. In addition to claim 28 being presented as a (New) independent claim, dependent claims 29-31, also previously presented, recites subject matter which has also changed.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(c) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

/Jeffrey T. Palenik/
Examiner, Art Unit 1615

t /Robert A. Wax/
Supervisory Patent Examiner, Art Unit 1615